

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re

Case No.:

Chapter:

Debtor(s)

SSN/Tax ID:

SSN/Tax ID:

A.P. No.:

Plaintiff(s)

vs.

Defendant(s)

**NOTICE OF HEARING TO WITHDRAW ADVERSARY PROCEEDING AND
NOTICE OF OPPORTUNITY TO INTERVENE**

TO DEBTOR(S), CREDITORS AND OTHER PARTIES IN INTEREST:

PLEASE TAKE NOTICE that a hearing will be held before the Honorable Paul R. Warren, United States Bankruptcy Judge, at the
U.S. Courthouse, 100 State Street, Rochester, New York on: _____ at
_____ AM _____ PM _____ to consider and act upon the following motion filed by: _____

PURSUANT TO FRBP 9014 AND THE STANDING ORDERS IMPLEMENTING DEFAULT PROCEDURES IN ROCHESTER AND WATKINS GLEN; IF YOU INTEND TO OPPOSE THE MOTION, AT A MINIMUM, YOU MUST SERVE: (1) THE MOVANT AND MOVANT'S COUNSEL, AND (2) IF NOT THE MOVING PARTY (A) THE DEBTOR AND DEBTOR'S COUNSEL; AND (B) IN A CHAPTER 11 CASE, THE CREDITORS' COMMITTEE AND ITS ATTORNEY, OR IF THERE IS NO COMMITTEE, THE 20 LARGEST CREDITORS; AND (C) ANY TRUSTEE. IN ADDITION, YOU MUST FILE WITH THE CLERK OF THE BANKRUPTCY COURT WRITTEN OPPOSITION TO THE MOTION NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE RETURN DATE OF THE MOTION NOTWITHSTANDING THE DECEMBER 1, 2009 AMENDMENTS TO FRBP 9006(a). IN THE EVENT THAT NO WRITTEN OPPOSITION IS SERVED AND FILED, NO HEARING ON THE MOTION WILL BE HELD ON THE RETURN DATE AND THE COURT WILL CONSIDER THE MOTION UNOPPOSED.

Creditors may elect to continue the adversary proceeding to deny the discharge of the debtor(s) under 11 U.S.C. §727 by filing a notice of intervention with the Clerk's Office within three (3) days of the hearing date. Absent intervention, an Order will be signed approving the compromise/settlement.

Notice is further given that the papers upon which this motion is made are filed with the Office of the Clerk of the Court and may be viewed during regular business hours.

Appearance by the movant and opposing party(ies) is required if opposition is filed.

Other business will be transacted as may properly come before said hearing. The hearing may be adjourned from time to time by announcement made in open court without further written notice.

Dated:

Lisa Bertino Beaser
Clerk of Court

(rev. Aug 2013)